



UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS  
UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, DC 20231  
www.uspto.gov

PATENT ADMINISTRATOR  
KATTEN MUCHIN ZAVIS ROSENMAN  
525 WEST MONROE STREET  
SUITE 1600  
CHICAGO IL 60661-3693

Paper No. 7  
**MAILED**

MAY 12 2003

DIRECTOR'S OFFICE  
TECHNOLOGY CENTER 2600

In re application of: )  
Kenyon et al. ) DECISION ON PETITION  
Serial Number: 09/903,627 ) TO MAKE SPECIAL  
Filed: July 13, 2001 ) BECAUSE OF INFRINGEMENT  
For: AUDIO IDENTIFICATION SYSTEM AND )  
METHOD )

This is a decision on the petition filed January 2, 2003 under 37 C.F.R. § 1.102(d), to make the above-identified application special.

A grantable petition under 37 CFR 1.102(d) and MPEP 708.02, section II: Infringement, must be accompanied by the required fee and a statement alleging:

- (1) that there is an infringing device or product actually on the market or method in use;
- (2) that a rigid comparison of the alleged infringing device, product, or method with the claims of the application has been made, and that, in his or her opinion, some of the claims are unquestionably infringed; and
- (3) that he or she has made or caused to be made a careful and thorough search of the prior art or has a good knowledge of the pertinent prior art. Further, Applicant must provide one copy of each of the references deemed most closely related to the subject matter encompassed by the claims if said references are not already of record.

The petitioner meets all of the above requirements. Accordingly, the petition is **GRANTED**.

The application will maintain its special status throughout its entire course of prosecution at the Patent and Trademark Office, including appeal, if any to the Board of Patent Appeals and Interferences, subject only to diligent prosecution by the applicant.

The application is being forwarded to the Technology Center 2600 technical staff for charging the required fee. From there, the application file will be forwarded to the examiner for expedited prosecution.

Kenneth A. Wieder  
Special Program Examiner  
Technology Center 2600  
Communications  
(703) 305-4710